

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FUZZYSHARP TECHNOLOGIES INC.,

Plaintiff,

vs.

INTEL CORPORATION,

Defendant.

Case No.: 12-CV-04413 YGR

ORDER GRANTING MOTION OF PLAINTIFF
FUZZYSHARP TECHNOLOGIES
INCORPORATED FOR EXTENSION OF TIME TO
FILE NOTICE OF APPEAL

On January 13, 2014, Plaintiff Fuzzysharp Technologies, Inc. filed its Motion for Extension of Time to File Notice of Appeal. (Dkt. No. 88.) Defendant Intel Corporation filed its opposition to the motion. (Dkt. No. 89.)


Having carefully considered the papers submitted in support and in opposition, the Court hereby **GRANTS** the Motion for Extension of Time. The Court has discretion, under Rule 4(a)(5)(A)(ii), to grant an extension of time to file a notice of appeal upon a showing of excusable neglect. *See Pioneer Inv. Services Co. v. Brunswick Associates Ltd. Partnership*, 507 U.S. 380 (1993). Plaintiff has offered evidence to support his argument that his failure to file a notice of appeal by the deadline of Friday, January 10, 2014, was due to his excusable neglect. Intel concedes that there is no real danger of prejudice or impact on the proceedings due to Plaintiff missing the deadline by not filing on January 10.

Thus the request for extension is **GRANTED**. Plaintiff shall file any Notice of Appeal no later than **January 27, 2014**.

This Order terminates Docket No. 88.

IT IS SO ORDERED.

Date: January 23, 2014


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE